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## N THE UNITED STATES PATENT AND TRADEMARK OFFICE

if the Application of:

Martin SOMMER et al.

Serial No.: 09/780,618

Group Art Unit: 1772

Filed: February 12, 2001

Examiner: Alicia Ann Chevalier

For: MOLDED ELEMENT THAT CONSISTS OF BRITTLE-FRACTURE MATERIAL

## INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR §§ 1.56, 1.97 and 1.98

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

This information disclosure statement is made in accordance with 37 C.F.R. §§ 1.56, 1.97 and 1.98 as follows:

## **Timing and Fees**

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01/24/200	06 SZEWDI	E1 000000	43 09780	0618
				a notice of allowance under 37 C.F.R. § 1.311; and
				termination of prosecution, e.g. Ex Parte Quayle, M.P.E.P § 609(B)(2); OR
			$\boxtimes$	a final rejection under 37 C.F.R. 1.113;
	$\boxtimes$			.R. § 1.97(c), this information disclosure statement is filed after the periods 7 C.F.R. § 1.97(b), but before the mailing date of:
<u> </u>			before RCE)	e the mailing of a first substantive office action (including after filing of an
•				three months of the actual filing date of the national phase of a PCT ration; OR
				three months of the filing date of a national application other than a CPA § 1.53(d);
*				F.R. § 1.97(b), no fee or statement is required for filing this information tement is filed:

		is acco	ompanied by:
			the statement as specified in 37 C.F.R. § 1.97(e) set out below; OR
		$\boxtimes$	a check covering the fee of \$180.00 under 37 C.F.R. § 1.17(p).
			R. § 1.97(d), this information disclosure statement is filed after the mailing lowing actions which have not been withdrawn:
			a final action under 37 C.F.R. § 1.113;
			termination of prosecution, e.g. Ex Parte Quayle, M.P.E.P § 609(B)(2); OR
			a notice of allowance under 37 C.F.R. § 1.311;
	AND	is filed o	on or before payment of the issue fee; AND is accompanied by:
			the statement as specified in 37 C.F.R. § 1.97(e) as set forth below, and the fee of \$180.00 under 37 C.F.R. § 1.17(p).
Staten	nents Ui	nder 37	C.F.R. 1.97(e)
			Each item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application having a mailing date not more than three months prior to the filing date of this information disclosure statement; or
			No item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and to the knowledge of the undersigned attorney after making reasonable inquiry, no item of information contained in this information disclosure statement was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing date of the information disclosure statement.
Cited 1	<u>Materia</u>	<u>ls</u>	
		ancesto	of materials listed but not attached were cited in benefit (35 U.S.C. § 120) or application Serial No, on Form 892 by the Examiner and/or Form by the applicant; see 37 C.F.R. § 1.98(d).
			s of materials listed but not attached were cited in an international search dated
	$\boxtimes$	Copies	of the materials listed are attached (except for the foregoing).

Non-English Language References						
		An English-language search report or equivalent paper from a foreign patent office is provided indicating the relevance of the cited reference(s).				
		A foreign-language search report from a foreign patent office is provided, and pertinent parts are translated substantively below:				
		<ul> <li>X = document of particular relevance when it is taken alone</li> <li>Y = document of particular relevance when it is combined with another such document</li> <li>A = document defining the general state of the art</li> </ul>				
		A = document defining the general state of the art O = non-written disclosure				
		P = intercalated document				
		T = document cited to understand the theory or principle underlying the invention				
		E = patent document which has the benefit of a date earlier than the filing date and which was published only on or after this filing date				
		D = cited in the application				
		L = cited for another reason				
		& = publication of member of same patent family				
		Translation of other relevant information on foreign search report				
		[insert necessary translation here]				
<u>Other</u>	Informa	ation				
Paymo	ent of Fe	ees Due (If Any):				
$\boxtimes$	A chec	ck for \$180.00 covering the fee identified above is attached.				
	Please	charge to Deposit Account No. 13-3402 \$ for the fee identified above.				

The Commissioner is hereby authorized to charge or credit any overpayment to Deposit Account #13-3402, two copies of this paper are attached for this purpose.

Respectfully submitted,

Csaba Henter, Reg. No. 50,908 Attorney/Agent for Applicants

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Attorney Docket No.: SGW-0109

Date: January 23, 2006



PTO/SB/08A (08-00)
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Substitute for form 1449A/PTO Complete if Known 09/780,618 **Application Number** INFORMATION DISCLOSURE Filing Date February 12, 2001 STATEMENT BY APPLICANT First Named Inventor Martin SOMMER et al. Group Art Unit 1772 (use as many sheets as necessary) Examiner Name Alicia Ann Chevalier Sheet SGW-0109 of Attorney Docket Number

U.S. PATENT DOCUMENTS							
Examiner Initials *	Cite No.1	U.S. Patent Docu	ment Kind Code <sup>2</sup> (if known)	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document  MM-DD-YYYY		
	1	5,507,896		Yoshimura et al.	04-1996		
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	FOREIGN PATENT DOCUMENTS									
			Foreign Patent Doc	ıment		Date of Publication of	Pages, Columns, Lines, Where Relevant			
Examiner Initials*	Cite No.1	Office <sup>3</sup>	Number <sup>4</sup>	Kind Code <sup>5</sup> ( <i>if known</i> )	Name of Patentee or Applicant of Cited Document	Cited Document MM-DD-YYYY	Passages or Relevant Figures Appear	T <sup>6</sup>		

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<sup>&</sup>lt;sup>1</sup> Unique citation designation number. <sup>2</sup> See attached Kinds of U.S. Patent Documents. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.



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		NON PATENT LITERATURE DOCUMENTS	******* = **
Examiner Initials *	Cite No.1	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
	2	Copy of Office Action dated December 29, 2005 in patent application serial number 11/090,231 filed March 28, 2005, which is a continuation application of the current application.	
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<sup>&</sup>lt;sup>1</sup> Unique citation designation number. <sup>2</sup> Applicant is to place a check mark here if English language Translation is attached.